

## REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register: 16 March 2000  
Name of applicant/court: Comptroller of Customs  
Applicant to the Labelling Body: Not Applicable  
Title of Publication: Holiday Snapshots  
Other Known Titles: "Holiday Snapshots"  
Director: Not Applicable  
Producer: Not Applicable  
Publisher: Not Stated  
Author: David Hamilton (Photographer)  
Format: Book  
Country of Origin: France  
Language: English

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**Components of film originally examined:** Not Applicable.

Feature: Running time:  
Trailers: Running time:  
Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

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Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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**SUMMARY OF THE REASONS FOR DECISION:**

The book entitled *Holiday Snapshots* also known as "*Holiday Snapshots*" is classified as:  
Objectionable.

The book tends to promote and support criteria listed in s3(2) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act), namely the exploitation of children and young persons for sexual purposes. The publication tends to promote and support the exploitation of children and young persons for sexual purposes, because it presents images of girls and young teenage women naked or semi-naked in compositions which have a sexual colour to them as well as having captions which provide a sexual reading of many photographs. The images in the book are presented by the photographer in a titillatory manner that is intended to create a sexual response in the reader.

The publication has been found to tend to promote and support an activity listed in s3(2) of the FVPC Act. As a deeming provision, s3(2) of the FVPC Act is evidence of Parliament's intention that publications to which its criteria apply should be banned. It is therefore not possible to give s3(2) an interpretation that is consistent with the freedom of expression contained in section 14 of the New Zealand Bill of Rights Act 1990. The classification of "objectionable" is the only restriction on the freedom of expression that is available to prevent injury to the public good, and which is consistent with Parliament's intention that publications such as the book *Holiday Snapshots* should be banned.

OFLC Ref: 9901504